

REMARKS

Claims 1-3, 6-8, and 11-12 are currently pending in the present application, with Claims 1, 6, 11, and 12 being amended, and Claims 4, 5, 9, and 10 being canceled. Reconsideration and reexamination of the claims are respectfully requested.

The Examiner rejected Claims 11 and 12 under 35 U.S.C. 101 as being directed to a non-statutory subject matter. Specifically, the Examiner indicated that the claims are directed to a computer program per se. Applicants have amended Claims 11 and 12 to more clearly recite to a program medium, which is patentable subject matter under 35 U.S.C. 101.

The Examiner rejected Claims 6 and 12 under 35 U.S.C. 102 (b) as being anticipated by Hoshino et al. (U.S. Patent no. 5,148,416), and also rejected Claims 1-4, 6-9, 11, and 12 under 35 U.S.C. 102(e) as being anticipated by Bernard et al. (U.S. Patent Publication no. US2002/0141583). However, the Examiner indicated that Claims 5 and 10 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicants have amended Claims 1 and 11 to incorporate the allowable subject matter of Claim 5, and amended Claims 6 and 12 to incorporate the allowable subject matter of Claim 10. Accordingly, Applicants respectfully submit that all of the claims are thus in condition for allowance.

In the event the U.S. Patent and Trademark office determines that any additional financial relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 393032038800.

Dated: March 20, 2007

Respectfully submitted,

By 

David T. Yang

Registration No.: 44,415

MORRISON & FOERSTER LLP

555 West Fifth Street, Suite 3500

Los Angeles, California 90013

(213) 892-5587